

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELALTE SIDE

APPEAL FROM ORDER NO.955 OF 2005

Mr.Kaizer Motiwala & Anr.

...Appellants.

Vs.

Mohammed Yahya Ahmedabadwala & Anr.

...Respondents.

....

None for the Appellants.

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CORAM : DR. D.Y. CHANDRACHUD, J.

December 5, 2005.

P.C.:

This appeal is against an ad-interim order. No case for interference is made out at this stage. The Learned Trial Judge has taken due note of the fact that the original tenancy stands in the name of the Plaintiff. The First Defendant has not produced documents to establish his claim of tenancy. The Learned Trial Judge has noted that the Plaintiff has not stopped providing electricity to the First Defendant from the common electricity meter. No case for interference is made out. The appeal is dismissed.

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